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FEBRUARY 17, 2016 PUBLIC SESSION MINUTES ESSEX CONFERENCE ROOM, 6TH FLOOR 9:00a.m.

I OPENING STATEMENT AND ROLL CALL

A regular meeting of the New Jersey State Board of Optometrists was held at 124 Halsey Street, Newark on the 6th floor on Wednesday, February 17, 2016. Dr. Fink, President of the Board, announced that pursuant to the Open Public Meetings Act, notice of this meeting was prepared in the office of the Board and mailed out to the Secretary of State, the Attorney General, the Star Ledger, the Record, the Press of Atlantic City, the Asbury Park Press, and the Trenton Times. The meeting was called to order at 9:00 A.M. A roll call was taken and the following attendance was recorded and a quorum was present:

PRESENT

Mitchell Fink, O.D.
Michael Siegel, O.D.
Sheldon G. Greenspan, O.D.
Scott Ruffolo, O.D.
Gigette Collazo Harfst, O.D.
M. Carolyn Daniels, DHSC (left at 12:00p.m.)
Colette Lamothe-Galette

ALSO PRESENT

Carmen Rodriguez, DAG
Renee Clark, Executive Director
Sonia Claudino, Administrative Staff

MEMBER(S) OF THE PUBLIC

**Howard Cooper, Executive Director
of the New Jersey Society of Optometric
Physicians.**
Bruce Kasner, O.D., Commission for the Blind.

II APPROVAL OF MINUTES

A motion was made by Dr. Collazo Harfst seconded by Dr. Siegel to approve the October 21, 2015 with amendments. The motion carried by unanimous vote.

III NEW BUSINESS

- a. Sonia P. Vaidya submitted correspondence requesting as to “incision of conjunctiva, drainage of cyst” with CPT code 68020 is considered part of an optometrist’s scope of practice.

After review a motion was made by Dr. Collazo Harfst, seconded by Ms. Daniels to send Ms. Vaidya a letter advising her that optometrists are allowed to drain a cyst without making an incision. The motion carried by unanimous vote.

- b. Harvey Richman submitted an inquiry as to whether optometrists can use an electronic prescription for controlled dangerous substances.

After review, a motion was made by Dr. Collazo Harfst, seconded by Dr. Siegel to send Mr. Richman a letter stating that yes, optometrists can use an electronic prescription for controlled dangerous substances. However he must follow the Electronic Prescription regulation N.J.A.C. 13:35H-7.20 found in the Controlled Dangerous Substance Regulations, which states you must have a proper prescription in order to pick up a control dangerous substance prescription drug. The motion carried by unanimous vote.

- c. Suhani Kamdar submitted correspondence in regards to prescriptions for Eyeglasses and contact lenses appearing on the New Jersey Prescription Blank.

After review a motion was made by Dr. Collazo-Harfst, seconded by Dr. Siegel to send Ms. Kamdar a letter advising her that an original signature is required. The motion carried by unanimous vote.

IV OLD BUSINESS

- a. Harvey Richman submitted a response to the Board's November 20, 2015 correspondence in regards to foreign body removal from the eye.

After review, the Board reaffirms its position. However will stipulate that the oral medication reference was stated in the event that additional oral medication therapy was required. Chair directed to amend the November 20, 2015 letter to reflect the June 17, 2015 minutes.

- b. Matthew Wetzel submitted information in regards to the Optometrists-TPA Prescription Blank Template Revision.

The Board reviewed for informational purposes.

V FYI

- a. Proposed Prescription Monitory Program N.J.A.C. 13:45A-35.

The Board reviewed for informational purposes.

- b. Lisa Fennel submitted ARBO October Board meeting minutes.

The Board reviewed for informational purposes.

- c. Lisa Fennel submitted FARB response to FTC Guidance.

The Board reviewed for informational purposes.

- d. Burton Martinique, O.D- As per Final Order of Discipline issued December 3, 2015. Dr. Martinique's license to practice optometry has been suspended.

The Board reviewed for informational purposes.

- e. Andrew Buzzelli, OD, MS, Vice-President of Optometric Education, University of Pikeville submitted correspondence in regards to the Council on Optometric Education recently voting to grant the Kentucky College of Optometry the pre-accreditation classification of preliminary approval which is granted to a professional optometric degree program that has clearly demonstrated it is developing in accordance with council standards, and thus can begin offering the program, student recruitment, selection and admissions.

The Board reviewed for informational purposes.

V FYI (cont.)

- f. National Board of Examiners of Optometry submits information on Test Points.

The Board reviewed this for informational purposes.

VI HANDOUTS

- a. Robert Tandler O.D. was issued a Consent Order Filed February 2, 2016.

The Board reviewed this for informational purposes.

- b. Western University College of Optometry requested approval of their fourth year student clinical training (preceptor program). After review, at the April 15, 2016 Board meeting, a motion was made to send Western University College correspondence advising them that the Board doesn't approve preceptor programs however, the preceptee must be supervised on site at all times and not be left unsupervised by the preceptor.

Western University College of Optometry is seeking approval from the Board to conduct fourth year student clinical training (preceptor program).

After review, Chair directed to send a letter to Western University College of Optometry advising them that the Board supports all optometric education. However the Board does not approve of any extern ship programs or sites and the preceptor has to be licensed not the preceptee.

VII ADJOURNMENT

A motion was made by Dr. Collazo Harfst seconded by Dr. Siegel to proceed to Executive Session, to hold an investigative inquiry, to consider and review advertisements, consumer complaints and other information received pursuant to the Board's investigative authority in order to determine whether violations of law, including Board's regulations, have occurred. The results of these deliberations will be made known when, and if, the Board determines to initiate disciplinary or other enforcement actions. If the Board chooses to issue a Uniform Penalty Letter, the action will be taken in Public Session immediately after the Executive Session.

A motion was made by Dr. Siegel seconded by Dr. Rufolo to adjourn the meeting at 3:00p.m. The motion carried by unanimous vote.

Respectfully submitted
BOARD OF OPTOMETRISTS

Renee Pearson Clark
Executive Director

